ORDR

BRYCE C. DUCKWORTH, ESQ.
Nevada Bar No. 004251
SMITH, LARSEN & WIXOM
1935 Village Center Circle
Las Vegas, Nevada 89134
(702) 252-5002
Attorneys for Plaintiff/Counterdefendant

FILED
September 26, 2007
Clerk of the Court

DISTRICT COURT
FAMILY DIVISION

CLARK COUNTY, NEVADA

CHARLES FRANK GIAMPA, Plaintiff/Counterdefendant,	)
v.	) CASE NO. 98D224029
VICTORIA MARGARET LUGO-GIAMPA,	) DEPT. NO. E
Defendant/Counterclaimant.	) Date of Hearing: 8/28/07) Time of Hearing: 11:00

ORDER

This matter came on for hearing before the above-entitled Court on (1) Defendant's Motion for Correction and/or Clarification of the July 19, 2007 Court Minute Order Pursuant to NRCP 60(a); (2) Defendant's Motion to Strike Plaintiff's Reply to Plaintiff's Reply and Opposition to Defendant's Application for an Order to Show Cause Why Plaintiff Should Not Be Held in Willful and Deliberate

Contempt for Failure to Make Timely Monthly Support Payments, and to Reduce Support Arrears to Judgment, and for Imposition of a Wage Assignment, and for Sanctions Against Plaintiff; (3) Defendant's Motion to Strike Plaintiff's Reply to Defendant's Reply to Plaintiff's Countermotion for Finding Defendant to be a Vexatious Litigant; Countermotion for the Imposition of Sanctions Against Defendant and for Reimbursement of Attorney's Fees to Plaintiff; (4) Defendant's Motion to Consolidate Hearing Dates; (5) Defendant's Motion for Order to Show Cause, Reduce Arrears to Judgment, Wage Assignment, Sanctions; (6) Defendant's Motion for Discovery and Evidentiary Hearing; Motion to Reinstate and to Enforce Support Obligations and to Reduce Support Arrears with Interest to Judgment; and Motion for Ex Parte Order for Wage Assignment and Motion for Imposition of Sanctions Immediately Due and Payable Against Plaintiff; (7) Defendant's Application for an Order to Show Cause Why Plaintiff Should Not Be Held in Willful and Deliberate Contempt of Court for Failure to Make Timely Monthly Support Payments, and t Reduce Support Arrears to Judgment, and for Imposition of a Wage Assignment, and for Sanctions Against Plaintiff; (8) Defendant's Motion for Relief from Judgment Due to a History of Facts and Attendant Circumstances Evidencing Plaintiff's Fraud Upon the Court Pursuant to NRCP 60(b); (9) Defendant's Amended Motion to Strike Pursuant to NRCP 12(f) and Motion for Imposition of Sanctions Against Plaintiff Immediately Due and Payable to Defendant; and (10) Plaintiff's Oppositions and Countermotions for Sanctions and Attorney's Fees in response to foregoing Motions. Plaintiff appeared in person and by and through his attorney, BRYCE C. DUCKWORTH, ESQ., of the law firm

of SMITH, LARSEN & WIXOM. Defendant appeared in proper person. The Court, having reviewed the pleadings and papers on file herein, having heard oral argument, having noted its concerns regarding Defendant's overuse of the judicial system as a forum for venting (as Defendant continues to raise issues which have been previously ruled on and/or are moot, both children are emancipated and this is a nine-year old divorce), and good cause appearing therefore, enters the following Orders:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant is to prepare a two-page itemized list of the sums she is seeking and the justification for each item, and present the list to Attorney Duckworth within ten (10 calendar days from today (i.e., within ten (10) calendar days of august 28, 2007). IT IS FURTHER ORDERED that such list is not to be filed with the Court. IT IS FURTHER ORDERED that Attorney Duckworth is then to confer with Defendant regarding the items. If Plaintiff accepts Defendant's request or a compromised amount as a means to resolve all outstanding issues, the agreed upon sum is to be paid to Defendant within sixty days by way of cashier's check, she is to sign such documents as may be presented by Attorney Duckworth in order to close the case. IT IS FURTHER ORDERED that if Defendant fails to timely provide the itemized justification, the Court will impose appropriate sanctions against Defendant. IT IS FURTHER ORDERERD that, if the parties are unable to reach a mutual resolution, the Court will refer the parties for private mediation and will assess the cost to Defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant's request for sanctions for Plaintiff's alleged violation of prior orders is denied.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant's request for Plaintiff to provide evidence of payments is denied.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any pending motions related to custody matters are denied as being moot.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that as to any other pending motions related to financial matters, rulings are deferring pending the parties making a genuine attempt to reach a resolution.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the hearing currently scheduled for September 28, 207, at 10:00 a.m., is vacated. IT IS FURTHER ORDERED that the hearing currently scheduled for October 2, 2007, at 10:00 a.m., is vacated. IT IS FURTHER ORDERED that the hearing currently scheduled for October 9, 2007, at 11:00 a.m., is vacated.

DATED this 21st day of September, 2007.

Sandra L. Pomrenze
DISTRICT JUDGE

Submitted by:
SMITH, LARSEN & WIXOM
By BRYCE C. DUCKWORTH, ESQ.
Nevada Bar No. 004251
1935 Village Center Circle
Las Vegas, Nevada 89134
Attorneys for Plaintiff